

State of California
Business, Transportation and Housing Agency
Department of Transportation

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PROJECT BUSINESS MATTERS
Technical Changes to Previously Approved
Resolution: FP-99-70 & G-01-24

CTC Meeting: April 3-4, 2002

Reference No.: 2.9 (a)

Original Signed By
ROBERT L. GARCIA
Chief Financial Officer
April 1, 2002

TECHNICAL CHANGE TO PREVIOUSLY APPROVED RESOLUTION

RESOLUTIONS FP-99-70 and G-01-24

Technical Change to Resolution FP-99-70, originally approved on March 30, 2000, for \$750,000 in Local Assistance Environmental Enhancement and Mitigation (EEM) program funds for two (2) projects, and later amended with Resolution G-01-24, on August 22, 2001 with a reduction in scope and funding.

This Resolution will revise the applicant status for FP-99-70; project #2, Los Osos Coastal Dunes Acquisition, from State Coastal Conservancy to The Bay Foundation, a nonprofit organization. Once the property was acquired, the State Coastal Conservancy was to convey the property to The Bay Foundation to manage and maintain. Now, The Bay Foundation will take on the title of EEM applicant before the acquisition occurs. The project received preliminary funding with the adoption of the 1999/2000 EEM Program, Resolution G-99-20, and the EEM funding allocation in the amount of \$500,000. Then the project scope and funding amounts were reduced at the August 22-23, 2001, CTC meeting, Resolution G-01-24, to the acquisition of 17.8 acres and EEM funding in the amount of \$425,000 (with \$1,275,000 in local contributions).

California Transportation Commission

1999-00 EEM PROGRAM AMENDMENTS

Resolution G-01-24
Amending Resolution G-99-20

WHEREAS Streets and Highways Code Section 164.56, establishes the Environmental Enhancement and Mitigation Program; and

WHEREAS this program provides \$10 million annually for environmental enhancement and mitigation projects which are directly or indirectly related to the environmental impact of modifying existing transportation facilities or for the design, construction or expansion of new transportation facilities; and

WHEREAS the Resources Agency is charged with evaluating proposals submitted for this program and providing a list of proposals recommended for funding to the California Transportation Commission; and

WHEREAS the California Transportation Commission is responsible for awarding grants to fund proposals which are included on the list prepared by the Resources Agency; and

WHEREAS the Resources Agency prepared such a list and the Commission adopted such list on July 15, 1999; and

WHEREAS ~~the California State Coastal Conservancy~~ **The Bay Foundation** is unable to deliver project #125 its Los Osos Coastal Dunes Acquisition project as scoped in its original application; and

WHEREAS ~~the California State Coastal Conservancy~~ **The Bay Foundation** can deliver a reduced scope Los Osos Coastal Dunes Acquisition project; and

WHEREAS the Commission when adopting the 1999-00 EEM program list reduced project #10 a City of Modesto, Hetch Hetchy Bicycle Trail project from the Resources Agency's recommended \$250,000 funding level to \$159,483 in order to stay within the \$10 million EEM program budget limit.

NOW THEREFORE BE IT RESOLVED that the Commission revises the 1999-00 EEM program, by reducing the scope of project #125 ~~the Costal Conservancy's~~ **The Bay Foundation's** Los Osos Coastal Dunes Acquisition project from acquiring a 17.8-acre shoreline parcel and a 538-acre tidelands parcel to acquiring only the 17.8-acre shoreline parcel.

BE IT FURTHER RESOLVED that the Commission revises the 1999-00 EEM program, by reducing the funding grant for project #125 ~~the Costal Conservancy's~~ **The Bay Foundation's** Los Osos Coastal Dunes Acquisition project from \$500,000 to \$425,000 so the original "75% applicant - 25% EEM grant" funding split is maintained for the project.

BE IT FURTHER RESOLVED that the Commission revises the 1999-00 EEM program, by increasing the funding grant for project #10 the City of Modesto's Hetch Hetchy Bicycle Trail project from \$159,483 to \$234,483.

BE IT FURTHER RESOLVED that it is the intent of the Commission to de-allocate the \$75,000 from project #125 ~~the Costal Conservancy's~~ **The Bay Foundation's** Los Osos Coastal Dunes Acquisition project and allocate the \$75,000 to project #10 the City of Modesto's Hetch Hetchy Bicycle Trail project, and that all funds allocated for the two projects should be expended on a timely basis, preferably by the end of State Fiscal Year 2001-02.

State of California
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HIGHWAY FINANCIAL MATTERS
Allocations for EEM Projects
Resolution: FP-99-70

Prepared By:
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CTC Meeting: March 29-30, 2000

Agenda Item: 2.5c.(3)

Original Signed By
~~W. J. EVANS, Deputy Director~~
ROBERT L. GARCIA
Finance
~~March 1, 2000~~
April 1, 2002

ALLOCATIONS FOR LOCAL ASSISTANCE
ENVIRONMENTAL ENHANCEMENT AND MITIGATION PROJECTS

RESOLUTION FP-99-70

RECOMMENDATION

The Department of Transportation recommends the California Transportation Commission approve the following Resolution.

FINANCIAL RESOLUTION

Resolved, that \$750,000 be allocated from the Budget Act of 1999, Item 2660-101-0183 for two (2) Environmental Enhancement and Mitigation (EEM) projects.

SUMMARY AND CONCLUSIONS

This resolution allocates a total of \$750,000 in State funds for two (2) EEM projects included in the approved project list at an estimated cost of \$2,600,000, including \$1,850,000 from other sources.

The statute mandates the Resources Agency to evaluate proposals and the CTC to award grants to fund proposals recommended by the Resources Agency. The 1999 EEM Program was adopted at the July 14-15, 1999 CTC meeting.

2.5 Highway Financial Matters

| Project # | Allocation Amount | Project Title | Budget Year | |
|--|---|---------------------|---------------|----------------------|
| Recipient | | Location | Item # | |
| <u>RTPA/CTC</u> | | | Program | State |
| District-County | | Project Description | Codes | Total Amount |
| Legislative Districts | | Project Funding | | |
| 2.5c(3) Local Assistance Environmental Enhancement and Mitigation (EEM) Projects | | | | Resolution: FP-99-70 |
| 1 | | | | |
| \$250,000 | Union Point Waterfront Project. | #99-77 | 1999-00 | |
| Port of Oakland | At Embarcadero on 1899 Dennison Street. | | 101-0183 | \$250,000 |
| <u>MTC</u> | Acquire a privately held 30,000 square feet parcel of | EEM / 99-00 | 20.30.207.811 | |
| 04-Alameda | land. | | EEM | |
| Senate: 9 | (Contribution from Other Sources: \$350,000) | \$250,000 | | \$250,000 |
| Assembly: 16 | | | | |
| 2 | | | | |
| \$500,000 | Los Osos Coastal Dunes Acquisition. | #99-125 | 1999-00 | |
| State Coastal | In West Los Osos and San Luis Obispo County. | | 101-0183 | \$500,000 |
| Conservancy | Acquire a 17-acre parcel of coastal dune scrub and | EEM / 99-00 | 20.30.207.811 | |
| The Bay Foundation | tidal wetland habitat to preserve rare and endangered | | EEM | |
| <u>MTC</u> | plant and animal species. | \$500,000 | | \$500,000 |
| 05-San Luis Obispo | (Contribution from Other Sources: \$1,500,000) | | | |
| Senate: 18 | | | | |
| Assembly: 33 | | | | |